

DEPARTMENT OF STATE
CLEARANCE REQUEST

TO : INR/OIL - Mr. Robert Tegethoff
(FOR INFO)
FROM : FADRC/RR/DIR-Bruce M. Holly *Amft.*
SUBJECT : Proposed deletion of 6 FAM 168.3-2
Special Conditions

DATE: August 29, 1974.

FOR INFO CALL: FADRC/RR/DIR-B Holly
Ext. 23603

REF.(if any):

Please comment on the following or attached proposal for publication as indicated. Your concurrence or dissent on this form should be returned to me by Sept. 16, 1974 unless you request additional time for urgent reasons. If we do not hear from you by then we shall assume agreement and the material will be published as proposed or as amended with the concurrences of other offices.

UNIFORM STATE/AID/USIA FOREIGN SERVICE TRAVEL REGULATIONS

The proposed deletion of section 168.3-2 (attached) is being circulated for clearance due to the restructuring of the Code of Federal Regulations and because only a gift of minimal value which has a retail value in the United States not in excess of \$50 can be retained by an employee as his personal property. See 3 FAM 621, Gifts and Decorations from Foreign Governments.

In effect, any gift retained becomes part of the employee's household effects which are cleared through U.S. Customs under Section 817 of the Tarriff Schedules of the United States.

Could we have your approval or comments on this deletion by the above date.

SENT TO: AID, USIA, and OPR/ST-WNixon

ADDRESSEE'S COMMENTS:

Material is: Approved

Approved as changed

Not approved

Signature

Title

Date

UNIFORM STATE/AID/USIA FOREIGN SERVICE TRAVEL REGULATIONS

168.3 Free Entry of Effects Into the United States

168.3-1 Personnel Returning From Extended Duty

a. Privilege

Government employees who return to the United States upon termination of "assignment to extended duty" abroad may import effects free of duty under Item 817.00 of the Tariff Schedules of the United States. This same privilege applies to returning family members who have resided with employees at such post and to any person evacuated to the United States under Government orders.

For a definition of "assignment to extended duty," see 19 CFR 10.26a in section 183.2.

b. Notation on Travel Orders

Travel orders for employees entitled to duty-free entry show the employee's diplomatic title (if any) and the following:

"The personal and household effects of this employee and members of the employee's family are eligible for duty-free entry under Item 817.00 of the Tariff Schedules of the U.S."

c. Limitations

19 CFR 10.26a, cited in section 183.2, limits the amount of alcoholic beverages (and tobacco) that may be imported duty-free into the United States by persons 21 years of age and over and requires that such items accompany the person making the claim for free entry upon the person's arrival in the United States. Under no circumstances should alcoholic beverages be combined with unaccompanied baggage (see section 147.3) or household effects for shipment under travel orders.

U. S. customs authorities reserve the right to examine all shipments entering the United States. If a shipment of unaccompanied baggage or household effects is found to contain alcoholic beverages, the owner will be subject to penalties by law. Neither the Department nor the Agency will take action to assist the employee in such circumstances and will cooperate fully with the prosecuting authorities. In addition, the Department or the Agency may impose administrative penalties against any employees who violate this regulation.

Alcoholic beverages not accompanying travelers are forwarded through commercial channels and not shipped in care of Despatch Agencies. Owners will be responsible for clearance and payment of import duties as well as Federal and State taxes to the customs authorities without the assistance of Despatch Agencies.

168.3-2 Special Conditions

The Department or Agency may request the Treasury Department to accord special duty-free entry under 19 CFR 10.29 (d) as follows:

a. For Official Gifts bestowed abroad by foreign governments or the officials of such governments, provided that the Commissioner of Customs is advised in writing by the Department or Agency claiming the privilege on behalf of its official that the gift (which shall be specifically identified) was not accepted in violation of law and that all legal requirements relating to its possession or disposition have been or will be carried out (see 3 FAM 621).

* 168.3-2 *

168.3-3 Courtesy of the Port

High officials of the executive branch shall be extended "courtesy of the port." Under this practice, priority treatment is accorded by customs inspectors (in those ports where such treatment can be of value), but the returning official is not exempt either from inspection of baggage or payment of duty on what the official imports over and above the normal exemption provided by law for all travelers in comparable circumstances.

DEPARTMENT OF STATE
CLEARANCE REQUEST

TO : INR/IOL - Mr. Robert Tegethoff
(FOR INFO)
FROM : FADRC/RR/DIR-Bruce M. Holly *MTTF*

DATE: ²⁶ August 23, 1974.

FOR INFO CALL: OPR/ST/T-WNixon
Ext. 21944

REF.(if any):

SUBJECT : Reclearance to proposed revision of
6 FAM 126.1-5b , Repayment Requirements

Please comment on the following or attached proposal for publication as indicated. Your concurrence or dissent on this form should be returned to me by ^{SEPTEMBER 12,} August 27, 1974 unless you request additional time for urgent reasons. If we do not hear from you by then we shall assume agreement and the material will be published as proposed or as amended with the concurrences of other offices.

UNIFORM STATE/AID/USIA FOREIGN SERVICE TRAVEL REGULATIONS

The attached is the language agreed upon by AFSA and reps. of the agencies on advance travel for a spouse and dependent children when such family members cease to be dependents because of divorce or annulment. This proposed revision was previously circulated for clearance by DS-809, dated December 11, 1973. Could we have your formal approval of this change as soon as possible.

A copy of the AFSA letter re this change is also attached for your information.

SENT TO: USIA, AID, Info to OPR/ST/T-WNixon.

ADDRESSEE'S COMMENTS:

Material is: Approved

Approved as changed

Not approved

PROPOSED REVISION

6 FAM 126.1-5b.

There is a change of dependency status which cancels the eligibility of family member (s) to return travel to the United States, its possessions, or the Commonwealth of Puerto Rico at government expense. (A divorce or annulment prior to the issuance of travel orders no longer cancels eligibility of family members for return travel to the United States.)